IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

WA.No. 805 of 2007()

AGAINST THE JUDGEMENT IN WPC.33372/2005
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APPELLANT: 5TH RESPONDENT

ROHINI MATHAN,
HSA, ST.THOMAS HIGH SCHOOL, PUNNACODE,
POOYAPPALLY P.O., KOLLAM-691 537.

BY ADV. SRI.GEORGE POONTHOTTAM

RESPONDENTS: PETITIONER & RESPONDENTS 1 TO 4 AND 6
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1. A.KUNJAMMA,
HSA (MATHS), ST.THOMAS HIGH SCHOOL, PUNNACODE,
POOYAPPALLY P.O., KOLLAM-37.

2. STATE OF KERALA, REPRESENTED BY THE
SECRETARY, GENERAL EDUCATION (A) DEPARTMENT,
THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF EDUCATION,
KOLLAM.

4. THE DISTRICT EDUCATION OFFICER,
KOTTARAKKARA.

5. THE MANAGER,
ST.THOMAS HIGH SCHOOL, PUNNACODE,
POOYAPPALLY P.O., KOLLAM-691 537.

6. P.M.MATHAI,
RETIRED TEACHER IN CHARGE, ST.THOMAS HIGH SCHOOL,
PUNNACODE, RESIDING AT PANAYIL THEKKE VEEDU,
NEDUMPARA P.O., NEDUMPARA, KOLLAM-691 580.

BY ADV. SRI.N.D.PREMACHANDRAN FOR R1
GOVT. PLEADER SRI. BENNY GERVASIS FOR R2 TO R4
ADV. SRI.M.V. THAMBAN

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 01/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN & ANTONY DOMINIC, JJ.

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W.A. NO.805 OF 2007

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Dated this the 27th day of March, 2007

O R D E R

P.R.Raman, J.

Admit. Notice by Special Messenger to R5. Other respondents have entered appearance through Counsel.

After hearing the matter for some time, we find that the question as to whether there is an approved seniority list in the school concerned, and if so, who is the senior most eligible arises for consideration. We find from the order of the DEO that the Manager has not produced seniority list and proceeded as though there is no such seniority list. Since the list has to be finally approved by the DEO, necessarily the file maintained in the office of the DEO will contain the details as to whether any such seniority list prepared by the Manager calling for objection and whether a final seniority list is submitted for approval. The relevant file containing the seniority list, if any, shall be produced before the Court through the Government Pleader before 3.4.2007.

Post on 3.4.2007. Status quo order will continue till then.

Hand over the order.

P.R.RAMAN, JUDGE.

ANTONY DOMINIC, JUDGE.

Rp